

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

TERRY MATTHEWS, MIKE VANCE
and ROBERT JAGGERS,

Plaintiffs,

VS.

MCNAIRY COUNTY, TENNESSEE and
TOMMY RILEY, in his Official Capacity
as Sheriff of McNairy County and
Individually,

Defendants.

No. 03-1210-T/An

FILED BY ——— D.C.
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ROBERT A. DITRONE
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ORDER GRANTING MOTION TO EXTEND TIME TO RESPOND


The defendants, McNairy County, Tennessee, and McNairy County Sheriff Tommy Riley, filed a motion for summary judgment on March 14, 2005. Local Rule 7.2(a)(2) provides that a response to a motion for summary judgment must be filed within 30 days. Therefore, plaintiffs' response was due on or before April 18, 2005. See Fed. R. Civ. P. 6(a) & (e). On that date, plaintiffs filed a motion to extend the time to respond. The certificate of consultation accompanying the motion indicated the opposing counsel did not agree to the extension.

This document entered on the docket sheet in compliance
with Rule 58 and/or 79 (a) FRCP on 5/9/05

Plaintiffs submitted a response to the motion for summary judgment on May 2, 2005, prior to any ruling on their motion for an extension of time. Nevertheless, as the defendants have filed no objection, the plaintiffs' motion to extend the time to respond is GRANTED; therefore, the Court will consider plaintiffs' May 2 response to the motion for summary judgment.

IT IS SO ORDERED.



JAMES D. TODD
UNITED STATES DISTRICT JUDGE


DATE



Notice of Distribution

This notice confirms a copy of the document docketed as number 49 in case 1:03-CV-01210 was distributed by fax, mail, or direct printing on May 9, 2005 to the parties listed.

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Honorable James Todd
US DISTRICT COURT